

**TOWN OF LEXINGTON  
MOTIONS**

**2016 Annual Town Meeting  
(Articles 2-7, 9, 11-23, 27-45)  
(March 21, 2016)**

**Article 2      ELECTION OF DEPUTY MODERATOR AND REPORTS OF TOWN  
BOARDS, OFFICERS AND COMMITTEES**

a.      Deputy Moderator  
MOTION:      That Barry Orenstein be approved as Deputy Moderator.

b.      Report of the Committee on Cary Lectures  
MOTION:      That the report of the Committee on Cary Lectures be received and placed on file  
and the Committee discharged.

c.      Report of the Town Manager  
MOTION:      That the report of the Town Manager be received and placed on file.

d.      Report of the Superintendent of Schools  
MOTION:      That the report of the Superintendent of Schools be received and placed on file.

e.      Report of the Appropriation Committee  
MOTION:      That the report of the Appropriation Committee be received and placed on file.

f.      Report of the Capital Expenditures Committee  
MOTION:      That the report of the Capital Expenditures Committee be received and placed on  
file.

(3/21/16)

**Article 3      APPOINTMENTS TO CARY LECTURE SERIES**

MOTION:      That a committee of four be appointed by the Moderator to have the charge of the  
lectures under the wills of Eliza Cary Farnham and Suzanna E. Cary for the  
current year.

(3/21/16)

## Article 4      **APPROPRIATE FY2017 OPERATING BUDGET**

**MOTION:**      That the following amounts be appropriated for the ensuing fiscal year and be raised in the tax levy or from general revenues of the Town, except where a transfer or other source is indicated they shall be provided by such transfer or other source.

<u>Program 1000: Education</u>		
	Personal Services	\$ 81,785,398
	Expenses	\$ 15,507,901
Total Line Item 1100, Lexington Public Schools		\$ 97,293,299
1200 Regional Schools		\$ 1,377,449
<u>Program 2000: Shared Expenses</u>		
2110 Contributory Retirement		\$ 5,505,537
2120 Non-Contributory Retirement		\$ 13,837
2130 Employee Benefits (Hlth/Dental/Life/Medicare)		\$ 26,239,240
2140 Unemployment		\$ 200,000
2150 Workers' Comp. (MGL Ch. 40, Sec. 13A&13C)*		\$ 747,665
2160 Property & Liability Insurance		\$ 675,952
2170 Uninsured Losses (MGL Ch. 40, Sec. 13)*		\$ 225,000
<u>2200 Debt Service</u>		
2210 Payment on Funded Debt		\$ 5,904,336
2220 Interest on Funded Debt		\$ 1,039,068
2230 Temporary Borrowing		\$ 255,624
2310 Reserve Fund		\$ 900,000
2400 Facilities		\$ 10,002,416
<u>Program 3000: Public Works</u>		
3100-3500 DPW Personal Services		\$ 3,948,781
3100-3500 DPW Expenses		\$ 5,083,458
<u>Program 4000: Public Safety</u>		
4100 Law Enforcement Personal Services		\$ 5,931,169
4100 Law Enforcement Expenses		\$ 843,373
4200 Fire Personal Services		\$ 5,867,505
4200 Fire Expenses		\$ 542,250

<u>Program 5000: Culture &amp; Recreation</u>		
5100 Library Personal Services	\$	2,051,126
5100 Library Expenses	\$	408,527
<u>Program 6000: Human Services</u>		
6000 Human Services Personal Services	\$	524,935
6000 Human Services Expenses	\$	680,979
<u>Program 7000: Land Use, Health and Development</u>		
7100 Land Use, Health and Development Personal Services	\$	1,818,489
7100 Land Use, Health and Development Expenses	\$	414,153
<u>Program 8000: General Government</u>		
8110 Selectmen Personal Services	\$	146,424
8110 Selectmen Expenses	\$	103,325
8120 Legal	\$	410,000
8130 Town Report	\$	13,500
8210-8220 Town Manager Personal Services	\$	564,064
8210-8220 Town Manager Expenses	\$	250,085
8230 Salary Transfer Account ( <i>MGL Ch.40, Sec 13D</i> )*	\$	673,016
and further that Line 8230 is to be transferred by the Board of Selectmen for contractual settlements within departments upon recommendation of the Town Manager		
8310 Financial Committees	\$	8,000
8320 Misc. Boards and Committees	\$	4,500
8330 Town Celebrations Committee	\$	39,000
8400 Finance Personal Services	\$	1,394,929
8400 Finance Expenses	\$	497,995
8500 Town Clerk Personal Services	\$	362,681
8500 Town Clerk Expenses	\$	124,675
8600 Information Services Personal Services	\$	798,881
8600 Information Services Expenses	\$	1,030,900

<b>Note: Asterisk denotes a Continuing Balance Account.</b>		
and that the Town transfer the following sums to meet, in part, appropriations made at this Town		
Meeting:		
\$ 1,200,000	from the Health Claims Trust Fund for line item 2130	
\$ 710,000	from the Capital Projects Stabilization Fund for line items 2210 and 2220;	
\$ 395,000	from the Parking Meter Fund for line items 3100-3500 and 4100;	
\$ 105,000	from the Cemetery Trust Fund for line item 3100-3500	
\$ 137,000	from the Transportation Demand Management/Public Transportation Stabilization Fund for Appropriations for line items 6000 and 7100;	
\$ 3,918,300	from Unreserved Fund Balance/Free Cash;	
\$ 877,411	from the Water Enterprise Fund;	
\$ 503,898	from the Sewer Enterprise Fund; and	
\$ 247,826	from the Recreation Enterprise fund.	

(3/21/16)

## **Article 5 APPROPRIATE FY2017 ENTERPRISE FUND BUDGETS**

**MOTION:** a) That the Town appropriate the following sums of money to operate the Water Division of the Department of Public Works during fiscal year 2017 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services	\$ 699,218
Expenses	404,025
Debt Service	1,408,876
MWRA Assessment	<u>7,378,622</u>
Total	\$9,805,227

Said sum to be funded from water receipts and \$131,000 from retained earnings.

b) That the Town appropriate the following sums of money to operate the Wastewater (Sewer) Division of the Department of Public Works during fiscal year 2017 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services	\$ 298,234
Expenses	347,525
Debt Service	981,220
MWRA Assessment	<u>7,311,103</u>
Total	\$9,334,786

Said sum to be funded from wastewater receipts.

- c) That the Town appropriate the following sums of money to operate the Recreation and Community Programs Department during fiscal year 2017 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services/Expenses	\$2,526,287
Debt Service	<u>100,000</u>
Total	\$2,626,287

Said sum to be funded from recreation receipts, \$375,000 from retained earnings, and a transfer of \$253,007 from the tax levy.

(3/21/16)

#### **Article 6 APPROPRIATE FOR SENIOR SERVICE PROGRAM**

**MOTION:** That the Town appropriate \$30,000 for the purpose of conducting a Senior Service Program, to be spent under the direction of the Town Manager; that to meet this appropriation \$30,000 be raised in the tax levy; and that the Board of Selectmen be authorized to establish rules and regulations for the conduct of the program.

(3/21/16)

#### **Article 7 ESTABLISH AND CONTINUE DEPARTMENTAL REVOLVING FUNDS**

**MOTION:** That the Town authorize the following revolving funds for certain Town departments pursuant to the provisions of M.G.L. Chapter 44, Section 53E½ for Fiscal Year 2017 beginning July 1, 2016, as follows:

<b>Revolving Fund</b>	<b>Authorized Representative or Board to Spend</b>	<b>Departmental Receipts</b>	<b>Use of Fund</b>	<b>FY2016 Authorization</b>
Building Rental Revolving Fund	Public Facilities Director	Building Rental Fees	Personnel and Expenses Related to the Rental of Facilities	\$460,000
DPW Burial Containers	Public Works Director	Sale of Grave Boxes and Burial Vaults	Program Expenses	\$40,000
DPW Compost Operations	Public Works Director	Sale of Compost and Loam, Yard Waste Permits	Personnel, Benefits, Program Expenses and Capital	\$615,000

<b>Revolving Fund</b>	<b>Authorized Representative or Board to Spend</b>	<b>Departmental Receipts</b>	<b>Use of Fund</b>	<b>FY2017 Authorization</b>
Lexington Tree Fund	Board of Selectmen	Gifts, Fees and Fines	Program Expenses	\$45,000
Minuteman Household Hazardous Waste Program	Public Works Director	Fees Paid by Consortium Towns	Program Expenses	\$180,000
Health Programs	Health Director	Medicare Reimbursements	Program Expenses	\$14,000
Council on Aging Programs	Human Services Director	Program Fees and Gifts	Program Expenses	\$75,000
Tourism/ Liberty Ride	Town Manager and Economic Development Director	Liberty Ride Receipts, including ticket sales, advertising revenue and charter sales	Program Expenses	\$285,000
School Bus Transportation	School Committee	School Bus Fees	Bus Transportation Expenses	\$1,050,000
Regional Cache – Hartwell Avenue	Public Works Director	User Fees from Participating Municipalities	Program Expenses	\$10,000
Visitor Center	Economic Development Director	Sale of Goods, Program Fees and Donations	Personnel, Benefits and Program Expenses	\$191,000
PEG Access	Board of Selectmen and Town Manager	License Fees from Cable TV Providers	CATV contract, equipment and related expenses, staff support and benefits	\$565,000

(3/21/16)

**Article 9        APPROPRIATE FOR RECREATION CAPITAL PROJECTS**

MOTION:        That \$65,000 be appropriated for Pine Meadows Golf Course improvements, and that to meet this appropriation \$65,000 be appropriated from Recreation Fund Retained Earnings.  
(3/21/16)

**Article 11       APPROPRIATE FOR WATER SYSTEM IMPROVEMENTS**

MOTION:        That this article be indefinitely postponed.  
(3/21/16)

**Article 12       APPROPRIATE FOR WASTEWATER SYSTEM IMPROVEMENTS**

MOTION:        That: (a) the Selectmen are hereby authorized to install sanitary sewer mains and sewerage systems and replacements thereof, and all incidental costs related thereto in such accepted or unaccepted streets or other land as the Selectmen may determine, subject to the assessment of betterments or otherwise, in accordance with Chapter 504 of the Acts of 1897, as amended, or otherwise, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; to appropriate for such installation and land acquisition the sum of \$1,000,000, and to raise such amount \$32,000 be appropriated from Wastewater Retained Earnings and the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$968,000 under M.G.L. Chapter 44, Section 7(1) or any other enabling authority; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement; and (b) \$800,000 be appropriated for pump station upgrades and all incidental costs related thereto, and to raise such amount the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$800,000 under M.G.L. Chapter 44, Section 7(1) or any other enabling authority.  
(3/21/16)

**Article 13       APPROPRIATE FOR SCHOOL CAPITAL PROJECTS  
AND EQUIPMENT**

MOTION:        That the following amounts be appropriated for the following school capital improvements and that each amount be raised as indicated:

a) School Furniture, Equipment and Systems Program - \$186,087 for the purchase of classroom furniture and equipment for systems programs, and that to meet this appropriation \$186,087 be appropriated from the General Fund unreserved fund balance; and

- b) School Technology - \$1,198,000 for maintaining and upgrading the Lexington Public Schools' technology systems, including new equipment in connection therewith, and that to meet this appropriation \$770,393 be appropriated from the General Fund unreserved fund balance and the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$427,607 under M.G.L. Chapter 44, Section 7(28), or any other enabling authority.

(3/21/16)

**Article 14      APPROPRIATE FOR SCHOOL ZONE TRAFFIC CALMING (CITIZEN ARTICLE)**

MOTION:      That this article be indefinitely postponed.  
(3/21/16)

**Article 15      APPROPRIATE FOR PUBLIC FACILITIES CAPITAL PROJECTS**

MOTION:      That the following amounts be appropriated for the following capital improvements to public facilities and that each amount be raised as indicated:

- a) Town-wide Roofing Program - \$176,400 for reconstructing and making extraordinary repairs to the Central Administration Building's roof, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$176,400 under M.G.L. Chapter 44, Section 7(3A), or any other enabling authority;
- b) School Building Envelopes and Systems Program – \$215,000 for design, construction, repair and replacement projects for the maintenance and upgrades of school buildings and systems, and that to meet this appropriation \$215,000 be appropriated from the General Fund unreserved fund balance;
- c) Lexington High School Heating Systems Upgrade - \$500,000 for engineering services to design upgrades for the Lexington High School heating systems, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$500,000 under M.G.L. Chapter 44, Section 7(21), or any other enabling authority;
- d) Municipal Building Envelopes and Systems - \$187,329 for design, construction, repair and replacement projects for the maintenance and upgrades of municipal buildings and systems, and that to meet this appropriation \$187,329 be raised in the tax levy;
- e) Public Facilities Bid Documents - \$100,000 for professional services to produce design development, construction documents, and bid administration services for capital projects, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved fund balance;
- f) Diamond Middle School Renovations – Construction – That this item be indefinitely postponed;
- g) Clarke Middle School Renovations – Construction – That this item be indefinitely postponed;



- h) Munroe School Roof – \$298,000 for constructing a new roof on the Munroe School, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$298,000 under M.G.L. Chapter 7(3A), or any other enabling authority;
- i) Fire Headquarters Exercise Room – \$80,000 for providing an exercise room and replacing equipment at the Fire Headquarters, and that to meet this appropriation \$122.00 be appropriated from the unexpended proceeds voted under Article 12A of the warrant for the 2010 Annual Town Meeting, \$1,288.00 be appropriated from the unexpended proceeds voted under Article 12D of the warrant for the 2012 Annual Town Meeting, \$778.00 be appropriated from the unexpended proceeds voted under Article 16K of the warrant for the 2012 Annual Town Meeting, \$25,100 be appropriated from the unexpended proceeds voted under Article 10L of the warrant for the 2013 Annual Town Meeting, and \$52,712 be raised in the tax levy;
- j) Facility and Site Improvements - \$351,520 for building flooring replacement, school traffic safety improvements, Public Services Building security camera upgrades- analog to digital, High School security evaluation and upgrade, High School guidance space mining and design, High School nurses' office and treatment space – design, High School fitness center/athletic floor training floor replacement, and that to meet this appropriation \$351,520 be appropriated from the General Fund unreserved fund balance;

(3/21/16)

**Article 16      APPROPRIATE FOR ADVICE AND ANALYSIS – GETTING TO NET ZERO**

MOTION:      That the Town appropriate \$40,000 for Phase I of a study to determine whether the Town can develop guidelines for achieving building which results in no greenhouse gases, to be spent under the direction of the Town Manager; and that to meet this appropriation \$40,000 be appropriated from the General Fund unreserved fund balance.

(3/21/16)

**Article 17      VICTORY GARDEN WAY ACCEPTANCE**

MOTION:      To establish as a Town way and accept the layout of Victory Garden Way from Hancock Street a distance of 1,172 feet, more or less, to Hancock Street as laid out by the Selectmen and shown upon a plan on file in the office of the Town Clerk, dated October 14, 2015, and to authorize the Selectmen to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor.

(3/21/16)

**Article 18      APPROPRIATE TO POST EMPLOYMENT INSURANCE LIABILITY FUND**

MOTION:      That \$1,512,318 be appropriated to the Town of Lexington Post Employment Insurance Liability Fund, as established by Chapter 317 of the Acts of 2002, and that to meet this appropriation \$312,318 be appropriated from the General Fund unreserved fund balance and \$1,200,000 be raised in the tax levy.

(3/21/16)

**Article 19      APPROPRIATE BONDS AND NOTES PREMIUMS**

MOTION:      That this article be indefinitely postponed.

(3/21/16)

**Article 20      RESCIND PRIOR BORROWING AUTHORIZATION**

MOTION:      That the unused borrowing authority as set forth below be and is hereby rescinded:

<b>Article #</b>	<b>Town Meeting Action</b>	<b>Project Description</b>	<b>Amount to be Rescinded</b>
6	November 19, 2012 Special Town Meeting	Estabrook Construction Supplemental	\$ 2,600,000
12D	2012 Annual Town Meeting	Culvert Replacement	\$ 28,000
10L	2013 Annual Town Meeting	DPW Equipment	\$ 83,365
10B	2014 Annual Town Meeting	DPW Equipment	\$ 27,022
10M	2014 Annual Town Meeting	Ambulance Replacement	\$ 21,789
14B	2014 Annual Town Meeting	LHS Heating Systems Upgrade (Phase 2 and 3)	\$ 26,080
3	March 23, 2015 Special Town Meeting #2	Fire Engine	\$ 20,335
18B	2015 Annual Town Meeting	Middle School Circulation & Parking Improvements	\$ 363,000

(3/21/16)

**Article 21      ESTABLISH AND APPROPRIATE TO AND FROM SPECIFIED STABILIZATION FUNDS**

MOTION:      a) That \$5,112,434 be appropriated to the Capital Stabilization Fund, and to meet this appropriation \$3,100,000 be appropriated from the General Fund unreserved fund balance, and 2,012,434 be raised in the tax levy; and

b) That the purpose of the Transportation Demand Management/Public Transportation Stabilization Fund as established at the 2007 annual town meeting of “supporting the operations of Lexpress Bus Service” be revised to “supporting the planning and operations of transportation services to serve the needs of town residents and businesses”.

(3/21/16)

**Article 22      APPROPRIATE TO STABILIZATION FUND**

MOTION:      That this article be indefinitely postponed.

(3/21/16)

**Article 23      APPROPRIATE FROM DEBT SERVICE STABILIZATION FUND**

MOTION:      That \$124,057 be appropriated from the Debt Service Stabilization Fund to offset the FY2017 debt service of the bond dated February 1, 2003 issued for funding additions and renovations to the Lexington High School, Clarke Middle School and Diamond Middle School as refunded with bonds dated December 8, 2011.

(3/21/16)

**Article 27      ESTABLISH QUALIFICATIONS FOR TAX DEFERRALS**

MOTION:      That the maximum qualifying gross receipts amount for property tax deferrals under Clause 41A of Section 5 of Chapter 59 of the Massachusetts General Laws and Chapter 190 of the Acts of 2008 be raised to \$70,000, beginning in fiscal year 2017.

(3/21/16)

**Article 28      ACCEPT CHAPTER 59, SECTION 2D OF THE MGL (CITIZEN ARTICLE)**

MOTION:      That this article be indefinitely postponed.

(3/21/16)

**Article 29      AMEND GENERAL BYLAWS – NEIGHBORHOOD CONSERVATION DISTRICTS**

MOTION:      That the General Bylaws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 30      AMEND GENERAL BYLAWS – DEMOLITION OF BUILDINGS**

MOTION:      That Chapter 19 of the Code of the Town of Lexington, *Buildings, Demolition of*, be amended as follows:

1. By deleting from the title of Article I the words "Outside of Historic Districts".
2. By deleting the first sentence of § 19.1 and substituting therefor the following:

This bylaw is enacted for the purpose of preserving and protecting significant buildings within the Town, especially those which are outside Historic Districts, and to encourage owners of such buildings to seek out persons who might be willing to purchase, preserve, rehabilitate or restore such buildings rather than demolish them.

3. By deleting from § 19.2 the definition of "Commission" in its entirety and substituting therefor the following:

**COMMISSION**

Except as otherwise provided in Section 19-4, the Lexington Historical Commission.

4. By adding two new definitions, reading in their entirety as follows:

**HISTORIC DISTRICTS**

Historic Districts as defined in Chapter 447 of the Acts of 1956, as amended.

**HISTORIC DISTRICTS COMMISSION**

The Historic Districts Commission established pursuant to Chapter 447 of the Acts of 1956, as amended."

5. By amending the definition of "Significant Building" by deleting the word "Any" at the beginning thereof and substituting therefor the words "Except as otherwise provided in Section 19-4, any"
6. By deleting §§ 19.4 and 19.5 in their entirety and substituting therefor the following:

**§ 19-4. Demolition by neglect.**

- A. The term "Commission" as used in this § 19-4 shall mean the Lexington Historical Commission or, with respect to buildings within any of the Town's Historic Districts, the Historic Districts Commission.
- B. The term "Significant Building" as used in this § 19-4 and in § 19-5 shall include Significant Buildings both without and within the Town's Historic Districts.
- C. If the Commission has reason to believe, through visual inspection or other means, that a significant building may be undergoing demolition by neglect, then the Commission shall notify the Building Commissioner and the owner, and the Commission and the Building Commissioner shall jointly hold a public hearing to i) confirm whether or not the building is a significant building and ii) determine whether or not it is undergoing demolition by neglect, which shall require the concurrence of the Building Commissioner. In furtherance of determining its condition, the Commission may, at any time, request an inspection of the building by the Building Commissioner.
- D. If the Commission and the Building Commissioner both determine that the building is undergoing demolition by neglect, the Commission and the Building Commissioner shall attempt to negotiate a voluntary agreement with the owner for appropriate and timely repairs sufficient to structurally stabilize the building and/or prevent further deterioration.
- E. In the event that the Commission and the Building Commissioner both determine that they are not able to negotiate such an agreement with the owner, for any reason, or that the owner has agreed to undertake but has failed to satisfactorily complete such repairs in a timely manner, then the Commission and the Building Commissioner may take such action as is permitted under § 19-5, including seeking a court order that specific repairs be undertaken to secure the building against the elements, vandals and vermin, to halt further deterioration, and to stabilize it structurally. The Commission may forbear from commencing an action in court for any reason.
- F. Upon completion of all repairs that have been agreed upon between the owner and the Commission and the Building Commissioner or that have been ordered by the Commission and the Building Commissioner, or that have been ordered by the court, and upon certification by the Building Commissioner that said repairs have been completed, the Commission

shall certify that the building is no longer undergoing demolition by neglect.

**§ 19-5. Enforcement and remedies.**

- A. The Commission and the Building Commissioner are each authorized to institute any and all proceedings in law or equity as they deem necessary and appropriate to obtain compliance with the requirements of this bylaw, or to prevent a violation thereof. The Historic Districts Commission is, in addition, authorized to institute any such proceeding to obtain compliance with §§ 19-4 and 19-5B and 19-5C of this bylaw.
- B. No building permit shall be issued with respect to any premises upon which a significant building has been voluntarily demolished in violation of this bylaw for a period of two years after the date of the completion of such demolition or the date by which the Commission or the Historic Districts Commission, as applicable, and the Building Commissioner both have determined that a building is undergoing demolition by neglect, whichever date is later, except pursuant to the issuance of a building permit pursuant to an agreement reached under § 19-4B herein, or as otherwise agreed to by the Commission or Historic Districts Commission, as applicable. As used herein "premises" includes the parcel of land upon which the demolished significant building was located.
- C. Upon a determination by the Commission or the Historic Districts Commission, as applicable, that a building is a preferably-preserved significant building, the owner shall be responsible for properly securing the building if vacant, to the satisfaction of the Building Commissioner. Should the owner fail so to secure the building, the loss of such building through fire or other cause shall be considered voluntary demolition for the purposes of Subsection B of this section.

(3/21/16)

**Article 31      AMEND GENERAL BYLAWS – CONTRACTS AND DEEDS**

MOTION:      That Chapter 32 of the Code of the Town of Lexington, *Contracts and Deeds*, be amended by deleting § 32-4 in its entirety and substituting therefor the following:

- A. With respect to any contract governed by M.G.L. c. 30B, the Town and all of its departments, under the supervision of the Town Manager, are authorized to solicit, award and enter into the following types of contracts for periods up to the number of years shown below, including any renewal, extension or option provision, subject to annual appropriation but without further authorization by Town Meeting; provided, however, that no such contract shall be entered into for a term greater than three years without the approval of the Board of Selectmen unless the term of the contract has been expressly authorized by a vote of Town Meeting:

<b>Type of Contract</b>	<b>Number of Years</b>
Lease of public lands	20
Lease of public buildings	30
Lease of any equipment	10
Lease purchase of any equipment	10
Maintenance agreements for equipment, buildings or grounds	5
Transportation services	10
Purchase of oil, fuel and electricity	5
Lighting maintenance	10
Waste disposal and recycling	20
Water supply	20
Community television services	10
Leases, licenses, power purchase agreements and/or other agreements for the purpose of installing solar energy facilities and purchasing solar electricity	22
Agreements for payments in lieu of taxes (PILOTs) with owners of solar energy facilities on Town-owned property	20
All other contracts	5

(3/21/16)

**Article 32      AMEND GENERAL BYLAWS – TREES**

MOTION:      That this article be indefinitely postponed.  
(3/21/16)

**Article 33      AMEND GENERAL BYLAWS – TREES**

MOTION:      That this article be indefinitely postponed.  
(3/21/16)

**Article 34      AMEND GENERAL BYLAWS – GUNS (CITIZEN ARTICLE)**

MOTION:      Resolved that Town Meeting requests the Board of Selectmen to inform the Great and General Court of its concern that existing Massachusetts laws regarding assault weapons (M.G.L. c. 140, § 131M) may not sufficiently protect citizens of the Commonwealth, and Lexington. Town Meeting asks the Selectmen to initiate a town-wide discussion about assault weapons and gun violence that would lead to fully considered proposals (to be conveyed to the Great and General Court) for a strengthening of those laws.

(3/21/16)

**Article 35      LEXPRESS RESOLUTION (CITIZEN ARTICLE)**

MOTION:      Resolved that the Town of Lexington be instructed to take such steps as necessary to ensure that every resident shall have access to an existing Lexpress route that is less than one mile if level, and less than three quarters of a mile if uphill to either arrive or depart onto the bus.

(3/21/16)

**Article 36      AMEND ZONING BYLAW – NATIONAL FLOOD INSURANCE DISTRICT**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion which is printed in the Article in the Warrant, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington

(3/21/16)

**Article 37      AMEND ZONING BYLAW – TECHNICAL CORRECTIONS**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 38      AMEND ZONING BYLAW – GOVERNMENTAL-CIVIC DISTRICT(S)**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 39      AMEND ZONING BYLAW – MAXIMUM HEIGHT OF STRUCTURES**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)



**Article 40      AMEND ZONING BYLAW – ACCESSORY APARTMENTS**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 41      AMEND ZONING BYLAW – FLOOR AREA RATIO (FAR)**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 42      AMEND ZONING BYLAW – TWO-FAMILY HOMES**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 43      AMEND ZONING BYLAW – BANKING AND REAL ESTATE SERVICE USES IN THE CB DISTRICT**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 44      AMEND ZONING BYLAW –PLANNED DEVELOPMENT DISTRICTS**

MOTION:      That the Zoning By-Laws of the Town be amended as set forth in the motion attached to the report of the Planning Board on this article, a copy of which is on file with the Town Clerk and the Planning Board, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of the Town of Lexington.

(3/21/16)

**Article 45      AMEND ZONING BYLAW – BROOKHAVEN (OWNER ARTICLE)**

**MOTION:**      That the Zoning By-laws, Chapter 135 of the Code of the Town of Lexington, and the Zoning Map of the Town of Lexington be amended by changing the district designation of the land described in a certain metes and bounds description and certain plans on file with the Planning Board from the current RO One Family Dwelling District to an RD Planned Residential District, said property being commonly known as Town Assessors' Map 5, Parcels 19C, 20, 21A at 960-990 Waltham Street, in order to allow construction of a new building on the property of approximately 119,000 square feet, together with parking and other improvements, to be known as Brookhaven At Lexington, and to add to it the adjoining RD Planned Residential District Brookhaven At Lexington at 990-1010 Waltham Street, Lexington as one composite RD Planned Residential District, and to approve the preliminary site development and use plan entitled "Preliminary Site Development and Use Plan for the Planned RD Residential District at 960-1010 Waltham Street, Lexington," [the PSDUP"] on file with the Lexington Town Clerk and Lexington Planning Board" for said parcels, and to approve standards for development, uses permitted, dimensional standards and other provisions contained within the PSDUP. The general location of the property is shown on a map on file with the Town Clerk.

(3/21/16)